

83-143-I

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October 27, 1983

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Frank C. Mevers, Ph.D.
State Archivist
Division of Records Management & Archives
71 S. Fruit Street
Concord, New Hampshire 03301

Re: Uniform Commercial Code Filing Fees

Dear Dr. Mevers:

You requested our advice on the effect of Chapter 185 Laws of 1983 on your office's schedule of Uniform Commercial Code filing fees. It is our understanding that prior to the enactment of Chapter 185, you charged a fee of \$6.00 for the filing of financing statements and security agreements, a fee of \$6.00 for terminations, continuations and amendments, a fee of \$3.00 for assignments and partial releases, a fee of \$4.00 for oversized assignments, a fee of \$3.00 for information requests, and a fee of \$2.00 for the filing of all writs issued by a court of law.

Chapter 185 Laws of 1983, which became effective on August 9, 1983, amended the filing fees section of the Uniform Commercial Code Article on Secured Transactions. The sections affected were RSA 392-A:9-403(V), 404(III), 405(II), and 406. Those sections were all amended to make the filing fees for Uniform Commercial Code documents the same as the fees charged by the Register of Deeds as provided in RSA 478:17-g. That particular statute, specifying the fees to be charged by the Register of Deeds, was inserted by the same act, Chapter 185 Laws of 1983. That section provides that the Register of Deeds shall be entitled to \$8.00 for each filing made in his office pursuant to RSA 382-A. Thus, for all of the filings allowed by

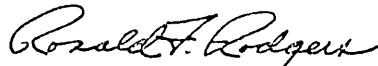


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the New Hampshire Uniform Commercial Code sections enumerated above, your office is required to charge \$8.00 per filing. The documents included in the enumerated sections are as follows: original financing statements, continuation financing statements, amendments of financing statements, termination statements, assignments, statement of releases, and all other forms of security agreements. The fee for filing and indexing any one of those documents is now \$8.00. Provisions of Chapter 185 Laws of 1983 do not effect any other filing fees to which your office is entitled.

I trust that this will be responsive to your inquiry. If you require any further information, please let me know.

Very truly yours,



Ronald F. Rodgers
Assistant Attorney General
Division of Legal Counsel

RFR:alh
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